

RULE 63 (37 CFR § 1.63)
DECLARATION FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As the inventor named below, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am an original, first and joint inventor, together with Angela Francisca Haczku and Erwin W. Gelfand, of the subject matter which is claimed and for which a patent is sought on the invention entitled "METHOD FOR TREATING INFLAMMATORY DISEASES USING HEAT SHOCK PROTEINS", the specification of which has been prepared and filed on January 23, 1998, receiving Serial No. 09/012,330, and further identified as Attorney File No. 2879-57.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability in accordance with 37 CFR 1.56(a) and (b) as set forth on the attached sheet indicated Page 3 hereof and which I have read.

I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)		Priority Claimed	
<u>Number</u>	<u>Country</u>	<u>Yes</u>	<u>No</u>
n/a			

I hereby claim the benefit under 35 U.S.C. 120/365 of all United States and PCT international applications listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information material to patentability in accordance with 37 CFR 1.56(a) and (b) which occurred between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status: patented, pending, abandoned</u>
n/a		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1)

Inventor's Name (typed):

Citizenship:

Residence:**Post Office Address*:**

***Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."**

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Prior Foreign Application(s)		Day/Month/Year Filed	Priority Claimed	
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(1) Inventor's Signature Angela Francisca Haczku Date 5.14.38

Inventor's Name (typed): Angela Francisca Haczku

Citizenship: Hungary

Residence: 14 Slayback Dr.
Princeton Junction, New Jersey 08550

Post Office Address*: Same as Residence

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Application Serial No.	Filing Date	Status: patented, pending, abandoned
n/a		

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(1) Inventor's Signature [Signature] Date 5.18.78

Inventor's Name (typed): Erwin W. Gelfand

Citizenship: Canada

Residence: 4275 S. Bellaire Circle
Englewood, Colorado 80110

Post Office Address*: **Same as Residence**

***Complete Post Office Address in full if different from Residence, otherwise indicate that the Post Office Address is "Same as Residence."**

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) and 1.27(d)) - NON-PROFIT ORGANIZATION

I hereby declare that I am an official empowered to act on behalf of National Jewish Center for Immunology and Respiratory Medicine, a Colorado nonprofit organization with a place of business at 1400 Jackson Street, Denver, Colorado 80206, a:

- ☐ UNIVERSITY OR OTHER INSTITUTION OF HIGHER EDUCATION
☐ TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) AND 501(c)(3))
☒ NON-PROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA
 (NAME OF STATE Colorado)
 (CITATION OF STATUTE Colo. Rev. Stat. § 7-20-102(10)(1986))
☐ WOULD QUALIFY AS TAX EXEMPT UNDER INTERNAL REVENUE SERVICE CODE (26 USC 501(a) AND 501(c)(3)) IF LOCATED IN THE UNITED STATES OF AMERICA
☐ WOULD QUALIFY AS NON-PROFIT SCIENTIFIC OR EDUCATIONAL UNDER STATUTE OF STATE OF THE UNITED STATES OF AMERICA IF LOCATED IN THE UNITED STATES OF AMERICA
 (NAME OF STATE _____)
 (CITATION OF STATUTE _____)

I hereby declare that the non-profit organization identified above qualifies as a non-profit organization as defined in 37 CFR 1.9(e) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code with regard to the invention entitled "METHOD FOR TREATING INFLAMMATORY DISEASES USING HEAT SHOCK PROTEINS," identified as Attorney File No. 2879-57 and described in U.S. Patent Application Serial No. 09/012,330, filed on January 23, 1998.

I hereby declare that rights under contract or law have been conveyed to and remain with the non-profit organization with regard to the above-identified invention.

If the rights held by the non-profit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a non-profit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME _____

ADDRESS _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NON-PROFIT ORGANIZATION

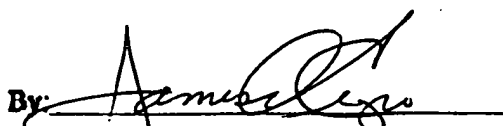
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date:

July 1, 1998

By:



Name: James D. Crapo, M.D.

Title: Executive VP for Academic Affairs